REGULAR
COUNCIL MEETING
August 15, 1988

The regular meeting of the Elkton Town Council was held August 15, 1988 at 8:15 P.M. in the council chambers with the Mayor Charles E. Dean presiding. The following council members were present: R. E. Davis, B. B. Holt, R. B. Hutton, H. W. Leap, L. C. Life and R. L. Snow. Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent and Wayne Weaver, Police Lieutenant were also present.

Mr. Welty Hensley, President of the Elkton Historical Society, was present requesting some help in installing speakers and lights for the horse show September 10th. and for free electric, water and sewer. He also requested council donate the $5,000.00 which was appropriated in this year's budget as soon as possible as they are planning to apply for a matching grant from the Landmark Historical Society. They will be receiving the $10,000.00 from the General Assembly tomorrow.

Mr. Rolland Rodgers of Rodgers Cable T.V. was present requesting a cable franchise to operate in the Town of Elkton. He presented information on the service they can provide and the cost of the service. They will have twenty-eight basic channels and three pay channels.

Councilwoman Life requested time to review the information from Rodgers Cable T.V. before taking action.

Mayor Dean suggested that Mr. Rodgers have his attorney get together with Mr. Davenport to see if they can come up with some type of franchise agreement to present to council.

Mr. Louis Johnson stated he is building a house on Park Avenue where there is no street access and requested council make some kind of access to his property so he can get in and out in bad weather. He also reported that the property at 224 Spring Avenue is still a mess behind the house. They have cleaned some around the front and sides.

Councilman B. B. Holt moved, seconded by Councilman R. B. Hutton and carried to approve the minutes of the Regular Meeting July 18, 1988 and Special Meeting July 26, 1988 as presented.

Mr. Monger reported on a letter from William O'Brien, County Administrator, regarding Emergency-911 Street Names. Mr. Monger stated he has been in touch with Mr. Shuler regarding the numbers listed and he didn't have time to go over the streets. There are notes listed requesting possibly changing some street names. The letter was turned over to the Street Committee to review, get with Mr. Shuler and get back with the County.

Mr. Monger reported on a letter from Lantz Construction, the contractor selected by the First Virginia Bank Planters to build their branch office on the Northwest corner at the intersection of Route 340 and Route 33 Business. They are requesting permission to place a construction trailer and office on the site.

The monthly police report was reviewed by council.

Councilwoman Life suggested putting the "No Thru Truck" sign back on East Rockingham Street. Mr. Monger stated that the Highway Department won't allow this. The Town has received letters to this effect. Mr. Monger stated he could try again to see if the Highway Department will reconsider.

Councilwoman Life reported that people are not adhering to the stop signs at Wirt and Fifth and requested that the police department keep an eye on this area.

Lieutenant Weaver stated they have had quite a few accidents there and have been watching the area. He also asked council to note the speeding tickets on the police report and that the majority of these were given on East Rockingham Street.

Councilman R. L. Snow moved, seconded by Councilwoman L. C. Life and carried to approve the Finance Report for the month of July.

Councilman R. L. Snow moved, seconded by Councilman R. E. Davis that if the Elkton Historical Society has $45,000.00 the Town donate the $5,000.00 to complete the $50,000.00 needed. The vote was recorded as follows:

Davis	- yea	Leap	- yea
Holt	- nay	Life	- nay
Hutton	- nay	Snow	- yea

Mayor - nay

Councilman B. B. Holt moved, seconded by Councilwoman L. C. Life that the $5,000.00 be made available to the Elkton Historical Society for the restoration of the Jackson-Kite house. The vote was recorded as follows:

Davis	- nay	Leap	- yea
Holt	- yea	Life	- yea
Hutton	- yea	Snow	- yea

Councilman R. L. Snow moved, seconded by Councilman B. B. Holt to increase the Real Estate Tax Rate for 1988 from $0.12 to $0.13 per $100.00 of assessed value and leave the Personal Property Tax Rate at $0.46 per $100.00 of assessed value. The vote was recorded as follows:

Davis	- yea	Leap	- yea
Holt	- yea	Life	- yea
Hutton	- yea	Snow	- yea

Councilman Davis reported that the Electric Committee will be reviewing the information which was distributed by the Virginia Municipal Electric Association No. 1 regarding an alternative power supply. The committee is not ready to comment on this at this point. Mr. Monger reported they still plan to have Mike York meet with council to discuss the latest information.

Councilwoman Life reported that the Streets & Sidewalk Committee had met. Councilwoman Life asked Councilman Leap to report on the meeting which included the Cemetery Commission, Mr. Evans of the State Department of Transportation, Councilman Hutton and Mr. Monger. Councilman Leap reported that they had reviewed the plans for the Newtown Road Project. The plan is to widen the road and straighten the intersection where the road intersects with Rockingham Street and Spotswood Avenue. The plans have been changed and will now take a portion of the cemetery, the cemetery house and some of Mrs. Helen Harbaugh's land. This will affect the long range plans of the Cemetery Commission. Councilman Leap stated the Cemetery Commission did not seem upset. They are asking for a stone wall on that side, a sidewalk and a storage shed, to be paid from the proceeds from the house. This construction date is set for 1991. It was suggested this would also be a good time to enlarge the town's water lines. Another thing discussed was the cemetery by-laws. The Cemetery Commission approved the by-laws as presented.

Councilman H. W. Leap moved, seconded by Councilman R. L. Snow and carried to approve the Cemetery By-Laws as presented.

Councilman Leap stated the Cemetery Commission made a strong plea for new members.

Councilwoman Life reported that all is necessary at present is to send a letter of approval of the planned route for the Newtown Road Project.

Councilwoman Life reported she had talked with Mr. Virgil Cook and he has agreed to serve on the Cemetery Commission if appointed.

Councilwoman L. C. Life moved, seconded by Councilman B. B. Holt and carried to appoint Virgil Cook to serve on the Cemetery Commission.

Councilwoman L. C. Life moved, seconded by Councilman H. W. Leap and carried to furnish water, electric and sewer for the Elkton Historical Society Horse Show September 10, 1988.

Councilwoman Life reported that the special paint has been put on the bottom step at the back of the Municipal Building.

Councilwoman Life reported that the trees and shrubs at Brown's Pharmacy and on the triangle downtown are obstructing visibility. The Garden Club has agreed to take care of this.

Councilwoman Life reported that EPIC has had a flag made and would like to put it on the third flag pole on the triangle which is not being used at this time. Council felt it would be better having a town flag there rather than the EPIC flag.

Councilwoman Life reported that EPIC is still interested in putting their signs in town. They would like to place one in the center of the road on Route 340 South. Mayor Dean pointed out that this is a state route. They would also like to put one at the intersection of Terrace Avenue and Route 340. Their plans are to build a permanent enclosure and have it lighted. Council felt they would need to see the plans and look at this more closely before making any decisions.

Councilwoman L. C. Life moved, seconded by Councilman B. B. Holt and carried to allow Lantz Construction to have a trailer at the intersection of Route 340 and Route 33 Business, not to exceed a period of 250 days, and the location to be subject to approval by the Town Superintendent.

Councilwoman Life stated that council needs to decide on a location for the caboose which Norfolk Southern is donating to the town. There was some discussion regarding possible locations.

Councilwoman L. C. Life moved, seconded by Councilman R. E. Davis that when Norfolk Southern presents the caboose, it be accepted by the Town and be placed on the town property behind the Christmas tree.

After further discussion, Councilman Davis withdrew his second and Councilwoman Life her motion.

Council decided they would like to know what it is going to cost the Town to locate the caboose and if there is room for parking facilities at the location where they plan to place the caboose.

Councilman Holt asked what the status is on the stop light at the intersection of Shenandoah Avenue and Route 340 North. Mr. Monger stated he will check into this.

Councilman Holt asked what the status is on fluoridation. Mr. Monger stated they are waiting for the Health Department to come in and give them the go ahead.

Councilman Holt gave the following report from the Planning Commission. The Planning Commission met and recommends that Paragraphs 2 and 3 of Section 4. A-1 Residence Uses, of the Zoning Ordinance, be deleted; the application for a special use permit to operate a bed and breakfast facility at 403 E. Rockingham Street be approved and an application for a special use permit to operate a sporting goods catalog business at 411 Jackson Avenue be approved with restrictions.

Councilman B. B. Holt moved, seconded by Councilman H. W. Leap to approve on Second Reading the deletion of Paragraph 2, Section 4. A-1 Residence Uses of the Zoning Ordinances which reads "single detached residence for not more than three (3) families or three housekeeping units" and the deletion of Paragraph 3, Section 4. A-1 Residence Uses of the Zoning Ordinance which reads "duplex residence". The vote was recorded as follows:

Davis	- yea	Leap	- yea
Holt	- yea	Life	- yea
Hutton	- yea	Snow	- yea

Councilman B. B. Holt moved, seconded by Councilman H. W. Leap to approve a Special Use Permit to operate a bed and breakfast facility at 403 East Rockingham Street (West ½ Lot "B", Block 127, Section 3). The vote was recorded as follows:

Davis	- yea	Leap	- yea
Holt	- yea	Life	- yea
Hutton	- yea	Snow	- yea

Councilman B. B. Holt moved, seconded by Councilman R. L. Snow that the council approve the Home Occupation permit as recommended by the Planning Commission. This permit shall include as conditions the terms of Section 2, Paragraph 28 of the Zoning Ordinance. If the Town Council, at anytime, determines that the permitted operation fails to comply with the conditions, it may withdraw the permit. The vote was recorded as follows:

Davis	- yea	Leap	- yea
Holt	- yea	Life	- nay
Hutton	- nay	Snow	- yea

Councilman Hutton reported that the Personnel Committee is still in the process of gathering information for job descriptions and other facts needed to update the personnel manual.

Councilman Leap reported that the new water and sewer line across the river, that will cross the road near the Blue and Grey Lawn & Garden, should start tomorrow. There are two people on the line across the river that was just completed, the shopping center and Bob Necsary.

There was some discussion regarding how the sewer usage will be calculated for those not on water.

Councilman H. W. Leap moved, seconded by Councilman B. B. Holt and carried that the Town use the National Average to calculate the sewer bills on all private homes until such time as they are metered.

As there was no further business, the meeting adjourned.

MAYOR: Charles E. Dean
Charles E. Dean, Mayor

RECORDER: Norma R. Leap
Norma R. Leap, Clerk